IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

FRIDAY, THE 10TH NOVEMBER 2006 / 19TH KARTHIKA 1928

Bail Appl..No. 6625 of 2006

CMP.5147/2006 of J.M.F.C.,THIRUVALLA
CRIME NO.29/2006 OF EXCISE RANGE, MALLAPPALLY

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: PETITIONER/1ST ACCUSED:

GOPALAN, S/O. CHELLAPPAN,
KAVUMKAL HOUSE, PURUMATTOM.

BY ADV. SRI.P.HARIDAS

RESPONDENTS: STATE/COMPLAINANT:

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1. STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA.

2. EXCISE INSPECTOR,
MALLAPPALLY EXCISE RANGE.

BY PUBLIC PROSECUTOR JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 10/11/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 6625/2006

DATED THIS THE 10TH DAY OF NOVEMBER, 2006

O R D E R

The petitioner was arrested on 16.10.2006 with 750 ml of illicit arrack, by the Inspector of Mallappally Excise Range, who registered C.R.No.29/2006 of that Excise Range, for the offence punishable under Section 8 (1) & (2) of the Abkari Act. He remains in judicial custody. Hence this application, under Section 439 Cr.P.C.

2. After hearing both sides and considering the submissions made by the learned Public Prosecutor that there is no other case registered against the petitioner, I grant bail and release the petitioner from jail, subject to the following condition:-

(a). The petitioner shall execute a bond for Rs.25,000/-, with two solvent sureties, each for the like sum, to the satisfaction of the

Judicial Magistrate of first Class, Thiruvalla.

The application is allowed as above.

J.M.JAMES
JUDGE

mrcs